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October 18, 1995

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William F. Caton, Acting Secretary  
Federal Communications Commission  
1919 M Street, NW  
Washington, DC 20554

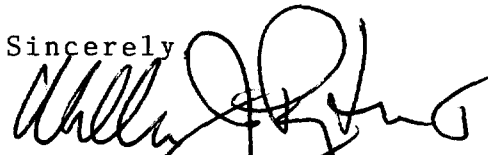
RE: Rule Making Petition, Salem, Arkansas

Dear Mr. Caton:

Transmitted herewith, on behalf of Bragg Broadcasting Corporation, licensee of Station KSAR(FM) and KFCM, Inc., licensee of Station KFCM(FM) at Cherokee Village, Arkansas, is an original and four (4) copies of Petition For Rule Making, seeking changes in the Commission's FM Table of Allotments.

Should there be any questions regarding this matter, please do not hesitate to contact the undersigned.

Sincerely



William J. Pennington, III  
COUNSEL TO BRAGG BROADCASTING CORPORATION  
COUNSEL TO KFCM, INC.

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**Before the  
FEDERAL COMMUNICATIONS COMMISSION**

**Washington, DC 20554**

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In the Matter of	)	
	)	
Amendment of Section 73.202(b)	)	MM Docket No.
Table of Allotments	)	RM-
FM Broadcast Stations	)	
(Salem and Cherokee Village,	)	
Arkansas)	)	

Directed to: Chief, Allocations Branch  
Policy and Rules Division  
Mass Media Bureau

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**PETITION FOR RULE MAKING**

Bragg Broadcasting Corporation (hereinafter "Bragg"), licensee of Station KSAR(FM) at Salem, Arkansas and KFCM, Inc., licensee of Station KFCM(FM) at Cherokee Village, Arkansas, hereby petitions the Commission to institute a rule making proceeding seeking the substitution of Channel 265A for Channel 240A at Salem and the substitution of Channel 252A for Channel 265A at Cherokee Village and modification of the licenses for Stations KSAR(FM) and KFCM(FM) accordingly. KFCM, Inc. is owned completely by James Bragg, owner of Bragg Broadcasting Corporation, licensee of Station KSAR(FM) at Salem. Since Station KSAR(FM)'s licensee is the same as KFCM(FM)'s licensee, and their interests are one in the same, they are both identified in this petition for rule making as "Bragg". In

support whereof, the following is shown:

1. Station KSAR(FM) presently operates as a 3.0 KW Class A facility on FM Channel 240. As is shown in Exhibit 1, a channel spacing study, Station KSAR(FM) does not meet the Commission's minimum spacing requirements for operation with full Class A facilities (6.0 KW at 100 meters HAAT). Moreover, there is no area where an antenna site could be located so that Channel 240A could meet the Commission's channel spacing requirements for full Class A operation at Salem.

2. Exhibit 2, a channel spacing study for Channel 265A, shows that from the present Station KSAR(FM) antenna site there is but a small short spacing of 1.75 kilometers to first adjacent station KAWW-FM at Heber Springs, Arkansas. Exhibit 3, a channel spacing study, shows that if Channel 265A were allotted to Salem, with a site restriction of 5.0 kilometers north of the community, that it would meet the Commission's minimum spacing requirements for full Class A operation.

3. If Channel 265A were substituted for Channel 240A at Salem, Bragg would be willing to relocate its antenna site so that full Class A service could be instituted in the community.

4. Exhibit 4, a channel spacing study, shows that Channel 252A may be substituted for Channel 265A at Cherokee Village. Station KTLO-FM at Mountain Home, Arkansas, as part of the Report and Order in MM Docket No. 92-176, was ordered to Channel 250C2. The licensee of Station KTLO-FM has been granted a construction permit for operation on Channel 250C2 and will soon be

instituting operation with its upgraded facilities.

5. The substitution of Channel 265A for Channel 240A at Salem would allow Station KSAR(FM) to serve a larger area, thereby increasing the number of broadcast signals available to the public in the given area and thus promoting efficient use of the spectrum. The Commission has determined that expanded service to the public and spectrum efficiency provide significant public service benefits. See Report and Order in MM Docket No. 85-313, 60 RR 2d 114, 118 (1986). Thus, Bragg's proposal would serve the public interest.

6. Since James Bragg is the lone principal in both the licensee of Station KSAR(FM) and Station KFCM(FM), the only two facilities affected by this proposal, no Order to Show Cause is needed to be served on any party.

7. Since no upgrade in facilities is contemplated in this proposal, the procedures outlined in Modification of FM and TV Licenses, 98 FCC 2d 916 (1984) and Section 1.420(g) of the Commission's Rules do not apply in this case.

8. Upon grant of this request, Bragg will proceed promptly with construction of the facility changes in both Station KSAR(FM) and Station KFCM(FM) that are sought in this proposal.

NOW THEREFORE, based upon the foregoing, Bragg respectfully requests that the Commission (1) substitute Channel 265A for Channel 240A at Salem, Arkansas and modify the license of Station KSAR(FM) accordingly; and (2) substitute Channel 252A for Channel 265A at Cherokee Village, Arkansas and modify the license of

Station KFCM(FM) accordingly.

Respectfully submitted,

**BRAGG BROADCASTING CORPORATION**  
**KFCM, INC.**

By: 

William J. Pennington, III  
Their Counsel

Post Office Box 1447  
Mount Pleasant, SC 29464  
(803) 881-8830

Date: October 18, 1995

## SALEM AR

## FROM LIC SITE

## REFERENCE

36 22 51 N  
91 49 28 W

## CLASS A

## DISPLAY

SEARCH DATE  
10-04-95

----- CHANNEL 240 - 95.9 MHz -----

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN
KSAR	240A	Salem	AR	0.0	0.00	115.0	-115.00 *
KTRIFM	240A	Mansfield	MO	313.8	105.35	115.0	-9.65 *
AP240	240C3	Harrisburg	AR	131.8	135.83	142.0	-6.17 *
AP240	240C3	Harrisburg	AR	130.2	136.14	142.0	-5.86 *
AP240	240C3	Harrisburg	AR	132.2	141.63	142.0	-0.37 *
ALOPEN	240C3	Harrisburg	AR	132.2	141.65	142.0	-0.35 *
KCWD	241C2	Harrison	AR	254.6	112.70	106.0	6.70
ALOPEN	293A	Horseshoe Bend	AR	140.4	18.28	10.0	8.28
KSSN	239C	Little Rock	AR	199.0	185.60	165.0	20.60
KMMC	240A	Salem	MO	10.5	141.40	115.0	26.40
KJEZ	238C1	Poplar Bluff	MO	68.8	143.27	75.0	68.27

## EXHIBIT 2

(FROM THE PRESENT KSAR ANTENNA SITE)

## SALEM AR

## FROM LIC SITE

## REFERENCE

36 22 51 N  
91 49 28 W

## CLASS A

## DISPLAY

SEARCH DATE  
10-04-95

----- CHANNEL 265. -100.9 MHz -----

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN
KFCM	265A	Cherokee Village	AR	112.3	31.01	115.0	-83.99 *
KANWFM	264C2	Heber Springs	AR	190.6	104.25	106.0	-1.75 *
KUKUFM	262C2	Willow Springs	MO	346.5	77.91	55.0	22.91
KOKR	264A	Newport	AR	148.8	99.91	72.0	27.91
KTXR	267C	Springfield	MO	312.3	134.05	95.0	39.05
DE265	265A	Russellville	AR	225.4	171.75	115.0	56.75
KCJC	265A	Russellville	AR	225.4	171.75	115.0	56.75
KTCN	265A	Eureka Springs	AR	270.0	172.61	115.0	57.61
KDEZ.C	263C2	Jonesboro	AR	117.3	114.51	55.0	59.51
KGMO	264C	Cape Girardeau	MO	61.7	232.13	165.0	67.13

(SITE RESTRICTED FIVE KILOMETERS NORTH OF SALEM)

## SALEM AR

## ALLOCATION POINT

## REFERENCE

36 25 0 N  
91 48 0 W

## CLASS A

## DISPLAY

SEARCH DATE  
10-05-95

----- CHANNEL 265 -100.9 MHz -----

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN
KFCM	265A	Cherokee Village	AR	120.7	30.81	115.0	-84.19 *
KAWWFM	264C2	Heber Springs	AR	191.3	108.57	106.0	2.57 <
KUKUFM	262C2	Willow Springs	MO	344.2	74.61	55.0	19.61
KOKR	264A	Newport	AR	151.0	102.24	72.0	30.24
KTXR	267C	Springfield	MO	310.4	133.04	95.0	38.04
KDEZ.C	263C2	Jonesboro	AR	119.6	114.45	55.0	59.45
KTCN	265A	Eureka Springs	AR	268.7	174.81	115.0	59.81
DE265	265A	Russellville	AR	225.0	176.10	115.0	61.10
KCJC	265A	Russellville	AR	225.0	176.10	115.0	61.10
KGMO	264C	Cape Girardeau	MO	62.4	228.30	165.0	63.30



## CHEROKEE VILLAGE AR

FROM LIC SITE

## REFERENCE

36 16 29 N  
91 30 18 W

CLASS A

## DISPLAY

SEARCH DATE  
10-04-95

----- CHANNEL 252 - 98.3 MHz -----

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN	
KTLOFM	252A	Mountain Home	AR	275.8	80.77	115.0	-34.23	* 1/
KTJJ	253C	Farmington	MO	27.9	181.38	165.0	16.38	
KURBFM	253C	Little Rock	AR	208.8	186.76	165.0	21.76	
KOLZ.C	252C1	Bentonville	AR	265.8	224.07	200.0	24.07	
KIMO	255C	Kennett	MO	97.7	119.08	95.0	24.08	
KTLOFM	250C2	Mountain Home	AR	275.8	80.77	55.0	25.77	
KOZX	251A	Cabool	MO	329.4	110.58	72.0	38.58	
KABKFM	249C2	Augusta	AR	181.0	99.13	55.0	44.13	
WSRRFM	251C1	Millington	TN	129.1	193.57	133.0	60.57	
ALOPEN	249C2	Augusta	AR	172.7	122.08	55.0	67.08	
WRIKFM	252C1	Metropolis	IL	78.9	274.40	200.0	74.40	
ALOPEN	252C1	Metropolis	IL	78.9	274.40	200.0	74.40	

- 1/ STATION KTLO-FM HAS BEEN ORDERED TO CHANNEL 250C2 AS A RESULT OF THE REPORT AND ORDER IN MM DOCKET NO. 92-176. THUS, NO SHORT SPACING EXISTS.